

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Chester P. Coleman)	File Nos.: EB-03-AN-091
c/o America Radio Brokers, Inc.)	EB-03-AN-092
San Francisco, California)	
)	NAL/Acct. No. 200532780003
Licensee of Broadcast Stations)	FRN: 0005037585
KAXX(AM))	
Eagle River, Alaska)	
Facility ID 53491)	
)	
KADX(FM))	
Houston, Alaska)	
Facility ID 10770)	

FORFEITURE ORDER

Adopted: March 9, 2005

Released: March 11, 2005

By the Regional Director, Western Region, Enforcement Bureau:

1. In this *Forfeiture Order* ("Order"), we issue a monetary forfeiture in the amount of twenty-four thousand dollars (\$24,000) to Chester P. Coleman c/o American Radio Brokers, Inc. ("Coleman"), San Francisco, California, licensee of stations KAXX (AM), Eagle River, Alaska, and KADX(FM), Houston, Alaska, for willful and repeated violation of Sections 73.1125(a) and (e), 73.1740(a)(1) and 73.1745(b) of the Commission's Rules ("Rules").¹ The noted violation involves failure by Coleman to maintain main studios, local or toll-free telephone numbers, and minimum operating schedules, for KAXX and KADX, and for departing, without authorization, from the terms of the stations' authorizations.

2. On December 10, 2004, the Resident Agent of the Commission's Anchorage Resident Agent Office of the Enforcement Bureau's Western Region issued a *Notice of Apparent Liability for Forfeiture* ("NAL") in the amount of \$24,000 to Coleman.² Coleman requested an extension of time to respond to the NAL until January 31, 2005.³ The Anchorage Resident Agent granted the extension of time until January 31, 2005.⁴ Coleman, however, has failed to file a response to the NAL. Based on the information before us, we affirm the forfeiture.

3. **ACCORDINGLY, IT IS ORDERED** that, pursuant to Section 503(b) of the Communications Act of 1934, as amended ("Act"), and Sections 0.111, 0.311 and 1.80(f)(4) of the Commission's Rules, Chester P. Coleman c/o American Radio Brokers, Inc. **IS LIABLE FOR A**

¹47 C.F.R. §§ 73.1125(a),(e), 73.1740(a)(1) and 73.1745(b).

²*Notice of Apparent Liability for Forfeiture*, NAL/Acct. No. 200532780003 (Enf. Bur., Western Region, Anchorage Resident Agent Office, released December 10, 2004).

³Letter from David Tillotson to David J. Charlton, Federal Communications Commission, dated December 28, 2004.

⁴Letter from David J. Charlton, Federal Communications Commission to David Tillotson, dated January 10, 2005.

MONETARY FORFEITURE in the amount of \$24,000 for willfully and repeatedly violating Sections 73.1125(a) and (e), 73.1740(a)(1) and 73.1745(b) of the Rules.⁵

4. Payment of the forfeiture shall be made in the manner provided for in Section 1.80 of the Rules within 30 days of the release of this *Order*. If the forfeiture is not paid within the period specified, the case may be referred to the Department of Justice for collection pursuant to Section 504(a) of the Act.⁶ Payment by check or money order may be mailed to Forfeiture Collection Section, Finance Branch, Federal Communications Commission, P.O. Box 73482, Chicago, Illinois 60673-7482. Payment by overnight mail may be sent to Bank One/LB 73482, 525 West Monroe, 8th Floor Mailroom, Chicago, IL 60661. Payment by wire transfer may be made to ABA Number 071000013, receiving bank Bank One, and account number 1165259. The payment must include the NAL/Acct. No. and FRN referenced above. Requests for full payment under an installment plan should be sent to: Chief, Revenue and Receivables Group, 445 12th Street, S.W., Washington, D.C. 20554.⁷

5. **IT IS FURTHER ORDERED** that a copy of this *Order* shall be sent by First Class Mail and Certified Mail Return Receipt Requested to Chester P. Coleman c/o American Radio Brokers, Inc., 1255 Post Street, Suite 1011, San Francisco, CA 94109; Chester P. Coleman c/o American Radio Brokers, Inc., 1255 Post Street, Suite 1023, San Francisco, CA 94109, and David Tillotson, Esquire, 4606 Charleston Terrace, N.W., Washington, D.C. 20007-1911.

FEDERAL COMMUNICATIONS COMMISSION

Rebecca L. Dorch
Regional Director, Western Region
Enforcement Bureau

⁵47 U.S.C. § 503(b), 47 C.F.R. §§ 0.111, 0.311, 1.80(f)(4), 73.1125(a),(e), 73.1740(a)(1) and 73.1745(b).

⁶47 U.S.C. § 504(a).

⁷See 47 C.F.R. § 1.1914.